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- (i) a member of the Armed Forces serving on active duty, or
- (ii) a full-time civilian officer or employee of the Department of Defense and a citizen or national of the United States;
- (B) who is authorized to transport dependents to or from an overseas area at Government expense and is provided an allowance for living quarters in that area.
- (3) The term "overseas area" means any area situated outside the United States.
  (4) The term "United States", when used in
- a geographical sense, means the several States, the District of Columbia, the Commonwealth of Puerto Rico, and the possessions of the United States (excluding the Trust Territory of the Pacific Islands and Midway Island).
- (5) The term "involuntarily separated" has the meaning given that term in section 1141 of
- (6) The term "Director" means the Director of the Department of Defense Education Ac-

(Pub. L. 95–561, title XIV,  $\S1414$ , Nov. 1, 1978, 92 Stat. 2372; Pub. L. 101-189, div. A, title III,  $325(a),\ Nov.\ 29,\ 1989,\ 103\ Stat.\ 1415;\ Pub.\ L.\ 101–510,\ div.\ A,\ title\ V,\ \S504(b),\ Nov.\ 5,\ 1990,\ 104$ Stat. 1559; Pub. L. 106-65, div. A, title III, §354(7), Oct. 5, 1999, 113 Stat. 574.)

#### AMENDMENTS

1999—Par. (6). Pub. L. 106–65 added par. (6). 1990—Par. (5). Pub. L. 101–510 added par. (5). 1989—Par. (2). Pub. L. 101–189 amended par. (2) generally. Prior to amendment, par. (2) read as follows: "The term 'sponsor' means-

"(A) a member of the Armed Forces serving on active duty, or

"(B) a civilian officer or employee of the Department of Defense paid from appropriated funds.'

# EFFECTIVE DATE OF 1989 AMENDMENT

Amendment by Pub. L. 101-189 applicable with respect to periods of enrollment in schools of the defense dependents' education system beginning after Sept. 30, 1989, see section 325(c) of Pub. L. 101-189, set out as a note under section 923 of this title.

TERMINATION OF TRUST TERRITORY OF THE PACIFIC ISLANDS

For termination of Trust Territory of the Pacific Islands, see note set out preceding section 1681 of Title 48, Territories and Insular Possessions.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 923 of this title.

### CHAPTER 26—SUPPORT AND SCHOLARSHIP IN HUMANITIES AND ARTS; MUSEUM **SERVICES**

SUBCHAPTER I—NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

Declaration of findings and purposes.

951. 952. Definitions.

National Foundation on the Arts and the Humanities.

- (a) Establishment; composition.
- (b) Purpose
- (c) Prohibition against Federal supervision over policy determination, personnel, or curriculum, or administration or operation of any school or other non-Federal body.

954. National Endowment for the Arts.

- (a) Establishment.
- (b) Chairperson of the Endowment; term of office; vacancies.
- (c) Program of contracts, grants-in-aid, or loans to groups and individuals for projects and productions; traditionally underrepresented recipients of financial assistance.
- (d) Application for payment; regulations and procedures.
- (e) Limitation on amount of grant to group; grants and contracts of the National Endowment for the Arts.
- (f) Eligibility for financial assistance.
- (g) Grants to States for projects and productions; applications; terms and conditions of State plans; minimum allotments; excess appropriations; cost limitations; grants to regional groups; non-Federal funding; defini-
- (h) Suspension of grants for defaults, noncompliance with provisions and plans, and diversion of funds; repayment of funds.
- (i) Application for financial assistance; requirements.
- (j) Regulations for distribution of financial assistance in installments; implementation.
- (k) Reviews to ensure compliance with regulations.
- (l) Use of financial assistance for obscene project, production, etc.; repayment of assistance; exceptions.
- (m) Labor standards of professional performers and personnel; healthy and safe working conditions.
- (n) Labor standards of laborers and mechanics.
- (o) Correlation and development of endowment programs with other Federal and non-Federal programs; expenditure of appropriations.
- (p) Program of contracts or grants-in-aid to public agencies and private nonprofit organizations; limitation on payments; authority of Chairperson.
- (q) National information and data collection system on the arts, artists and art groups, and audiences; development and implementation plan; state of the arts reports.

Access to the arts through support of education.

(a) Purposes.

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- (b) Program of contracts or grants.
- (c) Advisory council on arts education.

National Council on the Arts.

- (a) Inclusion within the National Endowment for the Arts.
- (b) Appointment and composition of Council.
- (c) Terms of office; vacancies.
- (d) Meetings of Council; quorum; written records.
- (e) Compensation of members.
- (f) Advisory functions; policies, programs, and procedures; recommendations; authority of Chairperson; action by Chairperson pursuant to delegation of authority.

Omitted. 955a.

National Medal of Arts. 955b

- (a) Establishment.
- (b) Award of Medal; conditions; recipients; presentation ceremonies.

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(c) Availability of funds.

956. National Endowment for the Humanities.

- (a) Establishment.
- (b) Chairperson of the Endowment; appointment, term, reappointment; vacancy; expiration of term.
- (c) Functions of the Endowment; publications; traditionally underrepresented recipients of financial assistance.
- (d) Coordination and development of Endowment programs with other Federal and non-Federal programs.
- (e) Limitation on amount of grant for workshop activities for which an admission or other charge is made to the general public.
- (f) Grants-in-aid programs; designation of State administrative agency; matching funds; applications and plans; allotments; cost limitations; grants to regional groups; non-Federal funding; definitions; suspension of grants; single entity limitation.
- (g) Payment of performers and supporting personnel; standards, regulations, and procedures.
- (h) Program of contracts or grants-in-aid to public agencies and private nonprofit organizations; limitation on payments.
- (i) Interagency agreements.
- (j) Payment of wages at prevailing rates; authority of Secretary of Labor.
- (k) National information and data collection system on humanities, scholars, educational and cultural groups, and audiences; development and implementation plan; state of the humanities reports.
- (l) Eligibility of group for financial assistance.
- (m) Annual awards.

956a. National Capital arts and cultural affairs; grant programs.

957. National Council on the Humanities.

- (a) Establishment.
- (b) Composition; basis for selection of members; representation of interests; recommendations of national organizations.
- (c) Term of office; vacancies; reappointment.
- (d) Meetings; quorum.
- (e) Compensation and travel expenses.
- (f) Advisory functions: policies, programs, and procedures; review of applications for financial support; recommendations prerequisite to action of Chairperson; unilateral action by Chairperson pursuant to delegation of authority.

957a. Omitted. 958. Federal 0

Federal Council on the Arts and the Humanities.

- (a) Establishment.
- (b) Composition; presiding officer; changes in membership to meet changes in programs or executive branch organization.
- (c) Functions.

959. Administrative provisions.

- (a) General authority of Chairpersons.
- (b) Rules for distribution of donations, bequests, and devises; gifts with or without conditions; transfers for tax purposes.
- (c) Advisory panels; membership; procedures.

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- (d) Endowment activities reports.
- (e) Council activities reports.
- (f) Post-award evaluation of assisted projects, productions, and programs; reports; extension of time for compliance; failure to satisfy purposes of assistance.

960. Authorization of appropriations.

- (a) Contracts, grants-in-aid, and loans to groups, individuals, public agencies, and private nonprofit organizations; availability of appropriations; guidelines.
- (b) Availability of appropriated unexpended funds; notice of availability of funds by advance appropriation.
- (c) Administrative appropriations.
- (d) Total amount of appropriations.
- (e) Prohibition of grants to production workshops using admission proceeds for unauthorized purposes.
- (f) Availability of appropriations for arts education.

SUBCHAPTER II—MUSEUM SERVICES

961 to 969. Omitted.

Chapter Referred to in Other Sections

This chapter is referred to in section 2104 of this title.

#### SUBCHAPTER I—NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

SUBCHAPTER REFERRED TO IN OTHER SECTIONS

This subchapter is referred to in title 29 section 653.

## § 951. Declaration of findings and purposes

The Congress finds and declares the following:

- (1) The arts and the humanities belong to all the people of the United States.
- (2) The encouragement and support of national progress and scholarship in the humanities and the arts, while primarily a matter for private and local initiative, are also appropriate matters of concern to the Federal Government.
- (3) An advanced civilization must not limit its efforts to science and technology alone, but must give full value and support to the other great branches of scholarly and cultural activity in order to achieve a better understanding of the past, a better analysis of the present, and a better view of the future.
- (4) Democracy demands wisdom and vision in its citizens. It must therefore foster and support a form of education, and access to the arts and the humanities, designed to make people of all backgrounds and wherever located masters of their technology and not its unthinking servants.
- (5) It is necessary and appropriate for the Federal Government to complement, assist, and add to programs for the advancement of the humanities and the arts by local, State, regional, and private agencies and their organizations. In doing so, the Government must be sensitive to the nature of public sponsorship. Public funding of the arts and humanities is subject to the conditions that traditionally govern the use of public money. Such funding should contribute to public support and confidence in the use of taxpayer funds. Public funds provided by the Federal Govern-